

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-8307-2018 (O&M)

Date of Decision:-15.11.2018

Jaspal Singh @ Jassa and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ashok Kumar Khunger, Advocate for the petitioners.

Ms. Simranjeet Kaur, AAG, Punjab.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.205 dated 11.7.2015 registered under Sections 420 and 406 of Indian Penal Code, 1860 at Police Station City-I Abohar, District Fazilka and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 27.2.2018, the parties had been directed to appear before the Area Magistrate so as to get their statements recorded qua the factum of compromise.

Report of learned Sub Divisional Judicial Magistrate, Abohar has been received, wherein it has been reported that the statements of petitioners/accused Jaspal Singh @ Jassa, Jagjeet Singh @ Jeeta, Sahib Singh @ Sabha and Joginder Singh as well as of complainant Mohinderpal Singh have been recorded to the effect that they have compromised the matter amongst themselves and they have no objection in case the FIR in

question is quashed. The complainant has specifically stated that he does not wish to proceed against the accused and has no objection in case the accused are acquitted/discharged. It has specifically been opined by learned Sub Divisional Judicial Magistrate, Abohar that the parties have entered into compromise voluntarily and without there being any pressure, coercion or undue influence.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and FIR No.205 dated 11.7.2015 registered under Sections 420 and 406 of Indian Penal Code, 1860 at Police Station City-I Abohar, District Fazilka and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

15.11.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No